

CV 01-1729 #1

FILED ENTERED  
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OCT 25 2001 KN

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
[BY] DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ANDRE WATSON,

Plaintiff,

v.

CITY OF SEATTLE, a municipal corporation  
and SEATTLE POLICE DEPARTMENT  
OFFICER TOMMY DORAN,

Defendants

No. **C01-1729**

KING COUNTY SUPERIOR COURT  
CAUSE NO 01-2-28061-9SEA

**NOTICE OF REMOVAL OF ACTION  
UNDER 28 U.S.C. § 1441(b)  
(FEDERAL QUESTION)**

TO. THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF  
WASHINGTON AT SEATTLE

Defendants hereby give notice that they are removing this case to the United States  
District Court for the Western District of Washington on the grounds set forth below

1 On October 9, 2001, the above-entitled action was filed against defendants in  
King County Superior Court and was thereafter given Cause No 01-2-28061-9SEA

2 On October 11, 2001, Defendant City of Seattle was served with a copy of  
plaintiffs' Summons and Complaint, which is attached as Exhibit A to the Verification of  
State Court Records

NOTICE OF REMOVAL TO FEDERAL  
COURT - 1

STAFFORD FREY COOPER  
Professional Corporation  
ATTORNEYS  
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1301 FIFTH AVENUE  
SEATTLE, WASHINGTON 98101-2621  
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1           3.     On October 17, 2001, counsel for defendants filed a Notice of Appearance on  
2 behalf of the City of Seattle with the Superior Court, which is attached as Exhibit B to the  
3 Verification of State Court Records. There have been no further proceedings in this action.

4           4     Counsel for defendants have not yet received verification that defendant  
5 Seattle Police Officer Tommy Doran has been served. In any event, all defendants are  
6 represented by Stafford Frey Cooper and join in this removal (without waiving insufficiency  
7 of service or process of service)

8           5     Under the express terms of the complaint, plaintiff Andre Watson alleges a  
9 claim for civil rights violations under 42 U.S.C. Sec. 1983

10          6     The claim for a violation of 42 U.S.C. Sec. 1983 arises under and is controlled  
11 by the laws and the Constitution of the United States and therefore falls within the original  
12 jurisdiction of the United States District Court. See 28 U.S.C. §§ 1331, 1343, & 1441(b).  
13 The entire case may be removed to the United States District Court for determination of all  
14 issues. See 28 U.S.C. § 1441(c).

15          7     Defendants have filed this Notice of Removal within thirty days after receipt,  
16 through service or otherwise, of a copy of plaintiff's complaint. See 28 U.S.C. § 1446(b).

17          8.     This Court is the district court of the United States for the district and division  
18 embracing the place where the state court action is currently pending. See 28 U.S.C. §  
19 1441(a)

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NOTICE OF REMOVAL TO FEDERAL  
COURT - 2

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